

ORDINANCE NO. 155

AN ORDINANCE OF THE CITY OF TIOGA REQUIRING PROPERTY OWNERS OF EACH RESIDENCE OR BUSINESS TO REPAIR ANY BROKEN OR DEFECTIVE SEWER LINES THAT ALLOW SURFACE WATER TO RUN INTO THE CITY SEWER SYSTEM; PROVIDING FOR A PENALTY FOR VIOLATIONS OF THE ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A REPEALING CLAUSE.

WHEREAS, the City of Tioga and its citizens depend on the sewer system for a safe and healthy community; and

WHEREAS, large amounts of surface water can run into the city sewer system from broken or open sewer pipes situated on private property, especially in yards and lots serving private residences and businesses; and

WHEREAS, the City of Tioga does not have the financial or human resources to repair all the defective sewer lines situated on private property; and

WHEREAS, it is the responsibility of each property owner to repair and maintain the sewer lines on private property;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Tioga:

Section One. It is the responsibility of each individual property owner, whether the property is a residence or commercial property, to maintain a sewer line on property that is in a good state of repair and in a condition that does not allow sewage to leak out or surface water to enter the sewer system of the City of Tioga.

Section Two. If the City of Tioga, by and through its employees, agents or officials, shall determine that a sewer line on private property shall leak sewage out or allow surface water to leak in, the City shall notify the property owner of the property where the leak occurs. The property owner shall then have a reasonable period of time, not to exceed _____ days, within which to correct or repair the leak.

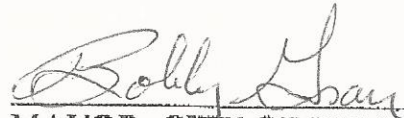
Section Three. Failure to repair a leaking sewer line after being notified of the existence of the leak shall be a violation of this ordinance and shall be punishable by a fine not to exceed One Thousand dollars (\$1,000.00). Each date on which a violation occurs shall be considered to be a separate offense, punishable by a separate fine.

Section Four. The City Council of the City of Tioga having considered that the health, safety and welfare of the citizens of Tioga are affected by this ordinance and that an emergency exists, this ordinance shall become effective immediately after passage of this Ordinance and publication as required by law.

Section Four.
hereby repealed.

Any ordinances of the City of Tioga in conflict with this Ordinance are

PASSED THIS 24th DAY OF JUNE, 1997.



MAYOR, CITY OF TIOGA

ATTEST:



CITY SECRETARY